

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BOARD OF TRUSTEES OF THE CEMENT  
MASONS HEALTH AND WELFARE TRUST  
FUND FOR NORTHERN CALIFORNIA;  
BOARD OF TRUSTEES OF THE CEMENT  
MASONS VACATION-HOLIDAY TRUST  
FUND FOR NORTHERN CALIFORNIA;  
BOARD OF TRUSTEES OF THE CEMENT  
MASONS PENSION TRUST FUND FOR  
NORTHERN CALIFORNIA; AND BOARD OF  
TRUSTEES OF THE CEMENT MASONS  
TRAINING TRUST FUND FOR NORTHERN  
CALIFORNIA,

No. CV-14-3519 MMC

**JUDGMENT IN A CIVIL CASE**

Plaintiffs,

v.

VALLEY CONCRETE CONSTRUCTION  
INC., a California corporation,

Defendant.

**(X) Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

**IT IS SO ORDERED AND ADJUDGED**

1. Plaintiffs shall have judgment in the total amount of \$131,905.49 against defendant Valley Concrete Construction Inc., such sum comprising (a) unreported, unpaid contributions under 29 U.S.C. § 1132(g)(2)(A) in the amount of \$71,906.38 together with interest thereon under § 1132(g)(2)(B) in the amount of \$23,377.27 and interest under § 1132(g)(2)(C) in the amount of \$23,377.27; (b) liquidated damages and interest in the amount of \$1497.82 on contributions paid but paid late; (c) attorneys' fees in the amount of \$10,250.00 and costs in the amount of \$1,496.75.

1           2. Defendant is hereby DIRECTED to allow plaintiffs' auditor to come onto its premises  
2 and to perform an audit of its financial records and the financial records of its predecessor Valley  
3 Concrete Construction for the period October 2013 through the present including, but not limited  
4 to, the following records: Individual earnings records; federal tax forms W-3/W-2 and  
5 1069.1099; reporting forms for all plaintiff trust funds, state DE-3/DE-6 tax reports; workers'  
6 compensation insurance; employee time cards; payroll registers/journals; quarterly payroll tax  
7 returns (Form 941); check register and supporting cash vouchers; forms 1120, 1040 or  
8 partnership tax returns; general ledger; source records, including time cards and time card  
9 summaries for all employees; certified payroll reports; personnel records indicating job  
10 classifications and hire/termination dates; cash disbursement journal; vendor invoices; copies of  
11 subcontract agreements; cash receipts journal; job cost records; records of related entities; and  
12 any other books and records that may be necessary to complete the auditor's determination or  
13 provide additional explanation of defendant's financial records.

14  
15  
16 Dated: May 7, 2015

Richard W. Wieking, Clerk

*Tracy Lucero*

By: Tracy Lucero  
Deputy Clerk